

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X

PROCAPUI-Productores de Camaroes de Icapui Ltda.,

Plaintiffs,

-against-

Case No. 07 Civ 6627 (BSJ)

**MARCIAL GERALD LAYANI, G.F. HIGGINS
INC., THERESA HIGGINS as Executrix of
THE ESTATE OF GERALD FRANCIS HIGGINS,
THOMAS HIGGINS, ROBERT HIGGINS,
RICHARD RUBIN and NOEL BLACKMAN**

Defendants.

-----X

PLAINTIFF'S NOTICE TO TAKE DEPOSITION OF DEFENDANT

TAKE NOTICE that pursuant to Rule 30 of the Federal Rules of Civil Procedure, plaintiff, by its attorneys De Maio & Hughes, LLC., will take the deposition upon oral examination of the defendant Richard Rubin on November 20, 2007 at 10:00 a.m. and continuing from business day to business day thereafter until completion, at the offices of De Maio & Hughes, LLC., located at 330 East 30th Street, New York, NY 10016.

Dated: New York, New York
October 18, 2007

Luigi P. De Maio (LPD 4175)
DE MAIO & HUGHES, LLC.
Attorneys for Plaintiff
330 East 30th Street
New York, NY 10016
(212)888-8300

TO:

John Phelan, III, Esq.
Attorney for Higgins Defendants
1285 Avenue of the Americas- Suite 3500
New York, NY 10019

Lawrence R. Lonergan, P.C.
Attorney for Richard Rubin
275 Seventh Avenue
New York, NY 10001
(212)206-9071